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CPA/1774

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Heard as
M. RCF

In Re Patent Application Of:

Mario FRYBERG; Stefan SCHUTTEL; and
Hiroshi TOMIMASU

: Group: 1774

Serial No.: 09/040,825

: Examiner: M. YAMNITZKY

Filing Date: March 18, 1998

Title: RECORDING SHEETS FOR INK JET
PRINTING

May 14, 2001

Box CPA
Assistant Commissioner for Patents
Washington, D.C. 20231

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CONTINUED PROSECUTION APPLICATION (CPA)
(37 C.F.R. § 1.53(d))

1. This is a request for the filing of a

X continuation

___ divisional

continued prosecution application under 37 CFR § 1.53(d) of
the above-identified prior nonprovisional application.

It is further requested that this continued prosecution
application utilize the file jacket and contents of the prior
application, including the specification, drawings, and oath
or declaration from the prior application, to constitute this
new application, and that the application number of the
above-identified prior application be assigned for
identification purposes. 37 CFR § 1.53(d)(2)(iv).

The prior application is assigned to ILFORD IMAGING
SWITZERLAND GMBH, and an assignment document was recorded in
the prior application.

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It is also requested that the above-identified application be expressly abandoned as of the filing date accorded this continued prosecution application. 37 CFR § 1.53(d)(2)(v).

2. Copendency With Prior Application

With respect to the above-identified non-provisional application, this continued prosecution application is being filed:

A. X before the earliest of the:

- ___ termination of proceedings on the prior application (37 CFR § 1.53(d)(1)(ii)(C);
- ___ payment of the Issue Fee thereon (37 CFR § 1.53(d)(1)(ii)(A)); or
- X abandonment of the prior application (37 CFR § 1.53(d)(1)(ii)(A));

OR

B. ___ after the payment of the Issue Fee -- A petition under § 1.313(b)(5) has been granted in the prior application. 37 CFR § 1.53(d)(1)(ii)(A).

The term for response or taking action in the prior application expires on July 12, 2001.

✓ X An extension of time in the prior application is:

X filed concurrently in the prior application.

___ has been filed on _____.

3. No New Matter

This application discloses and claims only subject matter disclosed in the prior application. 37 CFR § 1.53(d)(2)(ii).

4. Access to Prior Application

Filing of this continued prosecution application is to be construed to include a waiver of confidentiality by the

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applicant under 35 U.S.C. § 122, to the extent that any member of the public, who is entitled under the provisions of § 1.14 to access to, copies of, or information concerning, either in the prior application or any continuing application filed under the provisions of 37 CFR § 1.53(d), may be given similar access to, copies of, or similar information concerning the other application or applications in the file jacket. 37 CFR § 1.53(d)(6).

5. 35 U.S.C. § 120 Statement

Filing of this request is the specific reference required by 35 U.S.C. § 120 to every application assigned the application number identified in this request. No amendment in this application may delete this specific reference to any prior application. 37 CFR § 1.53(d)(7) and 1.78(a)(2).

6. Foreign Priority Claim

The above-identified prior application claimed priority benefit of European Patent application Serial No.: 97104740.2 filed March 20, 1997. This continued prosecution application claims the same priority benefits.

7. Inventorship

This continued prosecution application names as inventors:

 X the same inventors named in the prior application on the date this continued prosecution application under 37 CFR § 1.53(d) is being filed.

 inventors fewer than all the inventors named in the prior application. Please DELETE the following name(s) as inventor(s):

8. Preliminary Amendment

Please enter the following Preliminary Amendment: